

LCvR54 – Judgment; Costs

LCvR54-1 Costs.

(a) A prevailing party who seeks to recover costs against an unsuccessful party shall file a bill of costs on the [AO-133](#) form, ~~provided by the Court Clerk~~ [available on the Court's website](#), and support the same with a brief. The bill of costs and brief shall be filed and served not more than fourteen days after entry of judgment. The bill of costs and brief shall be separate documents from the motion for attorney fees and its brief.

(b) The bill of costs shall have endorsed thereon proof of service upon the opposite party. The prevailing party shall provide either receipts or documents (or, if unavailable, an affidavit) in support of the requested itemized costs. Objections to the allowance of costs must be filed within twenty-one days from the date the bill of costs was filed.

(c) As soon as practicable after the period for filing objections has elapsed, the Court Clerk will consider the bill of costs. A hearing on the bill of costs and any objections may be scheduled at the discretion of the Court Clerk. After consideration of the bill of costs and any objections, the Court Clerk will make disposition and ruling on the bill of costs, allowing or disallowing the items in whole or part.

(d) If a bill of costs is properly and timely filed and no written objection thereto is filed within the time herein specified, the claimed costs may be allowed in full.

LCvR54-2 Civil Attorney Fees.

(a) A prevailing party who seeks to recover attorney fees against the unsuccessful party shall file a motion for attorney fees and support the same with a brief and affidavit.

(b) The brief shall recite the statutory, contractual, and/or legal authority for the request and, in an affidavit, the amount of time spent on the case, the hourly fee claimed by the attorney, the hourly fee usually charged by the attorney if this differs from the amount claimed in the case, and any other pertinent factors.

(c) **Social Security Cases.** Plaintiff's Motion for Attorney Fees filed in social security cases pursuant to 42 U.S.C. § 406(b) shall include the [Certification of Notice to Plaintiff and Notice to Plaintiff](#), which are available as a combined form on the [Court's website](#).

SUMMARY OF CHANGES

Minor changes for consistency with other rules.